



**Board of Supervisors
County of Louisa
Tuesday, January 2, 2024
Louisa County Public Meeting Room
5:00 PM**

CALL TO ORDER - 5:00 P.M. - CHRISTIAN R. GOODWIN, CLERK

Mr. Goodwin called the January 2, 2024, meeting of the Louisa County Board of Supervisors to order at 5:00 p.m.

Attendee Name	Title	Status	Arrived
Tommy J. Barlow	Mountain Road District Supervisor	Present	5:00 PM
Fitzgerald A. Barnes	Patrick Henry District Supervisor	Present	5:00 PM
Christopher C. McCotter	Cuckoo District Supervisor	Present	5:00 PM
H. Manning Woodward, III	Louisa County Supervisor	Present	5:00 PM
R. T. Williams	Jackson District Supervisor	Present	5:00 PM
Duane A. Adams	Mineral District Supervisor	Present	5:00 PM
Rachel G. Jones	Green Springs District Supervisor	Present	5:00 PM

Others Present: Christian Goodwin, County Administrator; Dale Mullen, Interim County Attorney; Chris Coon, Assistance County Administrator; Wanda Colvin, Deputy County Administration/Director of Finance; Alexandra Stanley, Executive Assistant/Deputy Clerk; Griff Carmichael, Director of Human Resources; Kris Hawk, Fire & EMS Chief; and Scott Raettig, Manager of Information Technology

ANNUAL ORGANIZATIONAL MEETING OF THE BOARD OF SUPERVISORS

Resolution – To Appoint the Chairman of the Louisa County Board of Supervisors for 2024

Christian R. Goodwin, County Administrator, opened the floor for nominations for Chairman. Mr. Williams nominated Mr. Adams, seconded by Ms. Jones. There being no other nominations for Chairman, the Board closed the nominations.

On the motion of Mr. Williams, seconded by Ms. Jones, which carried by a vote of 7-0, to appoint Mr. Duane A. Adams as Chairman of the Louisa County Board of Supervisors for a one-year term to begin January 2, 2024, and expire on December 31, 2024.

Resolution – To Appoint the Vice Chairman of the Louisa County Board of Supervisors for 2024

Chairman Adams opened the floor for nominations for Vice Chairman.

Mr. Barnes nominated Mr. Barlow, seconded by Ms. Jones. There being no other nominations for Vice Chairman, the Board closed the nominations.

On the motion of Mr. Barnes, seconded by Ms. Jones, which carried by a vote of 7-0, to appoint Mr. Tommy J. Barlow as Vice Chairman of the Louisa County Board of Supervisors for a one-year term to begin January 2, 2024, and expire on December 31, 2024.

Resolution – Establishing Board of Supervisors Meeting Dates and Times for 2024

Each County government is required by law to hold at least one regular meeting each month. The day and time of the regular meetings are set by the Board of Supervisors at its' organizational meeting.

Regular meetings of the Board of Supervisors shall be held in the Louisa County Office Building, 1 Woolfolk Avenue, Louisa, Virginia, on the first and third Monday of each month, except during the months of July and August when the second meeting for the month shall be optional. The Board may, however, prescribe any other meeting place or time in compliance with the Code of Virginia. Regular meetings shall begin at 5:00 pm, and public hearings will convene after all regular business has concluded. Meetings shall not extend beyond 10:00 pm, unless extended by a majority vote of the Board. A motion to extend a meeting beyond 10:00 pm shall take precedence over any motion then on the floor. Should said regular meeting day fall on any legal holiday, the meeting, as required by law, will be held on the next regular business day without further action required by the Board of Supervisors. The Board may, however, prescribe any other meeting place or time in compliance with the Code of Virginia.

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to adopt the meeting dates and times for 2024.

Resolution – Adopting the Bylaws for the Board of Supervisors

The Board of Supervisors created their first set of Bylaws in 1998. The Board members can review and amend the Bylaws for any needed changes or updates.

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to adopt the Louisa County Board of Supervisors Bylaws, as presented, with changes.

CLOSED SESSION

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to enter Closed Session at 5:00 p.m. for the purpose of discussing the following:

1. In accordance with §2.2-3711(A)(1) VA Code Ann., discussion and consideration of the performance and assignment of employees and public officers and appointees of a public body, including in particular, where such evaluation will necessarily involve discussion of the performance of specific individuals of or reporting to the Board of Supervisors, the Planning Commission, the Industrial Development Authority, and/or the Louisa County Airport; and
2. In accordance with §2.2-3711(A)(7) VA Code Ann., consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and
3. In accordance with §2.2-3711(A)(8) VA Code Ann., consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel; and

REGULAR SESSION

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to return to Regular Session at 6:00 p.m.

RESOLUTION - CERTIFICATION OF CLOSED SESSION

Voter	Role	Vote
Tommy J. Barlow	Voter	Yes/Aye
Fitzgerald A. Barnes	Seconder	Yes/Aye
R.T. Williams, Jr.	Mover	Yes/Aye
Christopher C. McCotter	Voter	Yes/Aye
Duane A. Adams	Voter	Yes/Aye
Rachel G. Jones	Voter	Yes/Aye
H. Manning Woodward, III	Voter	Yes/Aye

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to adopt the following resolution:

WHEREAS, the Louisa County Board of Supervisors has convened a Closed Meeting this 2nd day of January 2024, pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712 of the Code of Virginia requires a certification by the Louisa County Board of Supervisors that such closed meeting was conducted in conformity with the Virginia Law.

NOW, THEREFORE BE IT RESOLVED on this 2nd day of January 2024, that the Louisa County Board of Supervisors does hereby certify that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting was heard, discussed or considered by the Louisa County Board of Supervisors.

ADMINISTRATIVE ITEMS - 6:00 P.M.**INVOCATION**

Mr. Adams led the invocation, followed by the Pledge of Allegiance.

ADOPTION OF AGENDA

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to adopt the January 2, 2024, agenda, as amended, with no changes.

MINUTES APPROVAL**Board of Supervisors (BOS) - Regular Meeting - December 18, 2023**

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 5-0-2, with Mr. McCotter and Mr. Woodward abstaining, the Board voted to approve the minutes of the December 18, 2023, meeting.

BILLS APPROVAL**Resolution – To Approve the Bills for the Second Half of December 2023**

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board adopted a resolution approving the bills for the second half of December 2023.

CONSENT AGENDA ITEMS

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to adopt the Consent Agenda items for January 2, 2024, as follows:

- Resolution - Recognizing Mr. Greg Leffler for His Years of Service on the Industrial Development Authority
- Resolution - To Approve and Award a Contract for Veterinarian Services for the Louisa County Animal Shelter
- Resolution - Authorizing a Budget Supplement to Louisa County Public Schools for School Security Equipment Grant
- Resolution - Authorizing the Assignment of Fund Balance to the Long Term School Capital Projects Reserve Fund
- Resolution - Commending and Honoring Willie L. Gentry for His Distinguished Service as Cuckoo District Representative of the Louisa County Board of Supervisors
- Resolution - Commending and Honoring Eric F. Purcell for His Distinguished Service as Louisa District Representative on the Louisa County Board of Supervisors

RECOGNITIONS

(None)

PUBLIC COMMENT PERIOD

Chairman Adams opened the public comment period.

Ms. Patrick Gallagher, Mineral District, spoke in support of Parks, Recreation, & Tourism's FY25 budget request, which includes a multi-use gymnasium.

Ms. Gloria Pope, Patrick Henry District, spoke in support of Parks, Recreation, & Tourism's FY25 budget request, which includes a multi-use gymnasium. She also suggested the use of the vacant health clinic building for recreation expansion.

Mr. Martin McDonnell, Cuckoo District, spoke in support of Parks, Recreation, & Tourism's FY25 budget request, which includes a multi-use gymnasium.

Ms. Karen Hillyard, Spotsylvania County, spoke in support of Parks, Recreation, & Tourism's FY25 budget request, which includes a multi-use gymnasium.

Ms. Lynette Hayes, Louisa County, spoke in support of Parks, Recreation, & Tourism's FY25 budget request, which includes a multi-use gymnasium.

With no one else wishing to speak, Chairman Adams closed the public comment period.

INFORMATION/DISCUSSION ITEMS

Presentation – LCWA Quarterly Update

Ms. Pam Baughman, General Manager of the Louisa County Water Authority (LCWA), gave an update on the Authority's activities during the last quarter. Her update included: office space expansion/renovations to existing space, compliance regulations, construction projects and maintenance upgrades, and enhancements/modifications to facilities.

Presentation – Small Business Development Center

Ms. Rosi Beachy, Central Virginia SBDC Advisor, provided the Board with an overview of the Small Business Development Center organization and their proposed budget request for FY25.

The Virginia SBDC is an organization of 26 local Small Business Development Center offices across Virginia providing professional business advising, training, and business resources to help grow and strengthen Virginia businesses. Thousands of business owners and managers received one-on-one advising every year, and twice as many business owners attended a training program offered by a local SBDC. SBDC professionals assist with business planning, marketing, financial analysis, access to capital, business start-up and other specialized services as requested. And companies report successes and impact as a result of their SBDC relationship.

The SBDC is requesting \$23,841 in FY25, a 3% per capita rate increase over previous year as recommended by their advisory board. Small Business Association matches half of municipal funding and Central Virginia Small Business Development Center raises an additional 60% of municipal funding from grants, private donors and county paid programming.

Presentation – Dominion Energy Belcher Solar Update

Ms. Sarah Marshall, Manager – State & Local Affairs, presented the Board with an overview and update on the Belcher Solar site in Louisa County. She noted the solar site as an 88MW peak capacity plant intended to provide power to 22,000 homes. She noted no stormwater issues have been observed since Spring 2022. They piloted a "Landscape" on-site program at Belcher Solar until Q4 2023. The take aways from the program is that it is a viable solution for solar plants but is not a good fit for the Belcher Solar site. She stated their current focus is on vegetation management and pond conversion.

Ms. Marshall said Dominion is committed to ensuring reliable energy access via a diverse portfolio of electric generation resources, keeping rates affordable to support customers and economic growth, delivering increasingly clean energy by deploying solar, wind, energy storage,

and other emerging technologies, and giving back to the communities they serve and investing in their future.

The Board took a moment to thank Ms. Marshall for her time and complimented the steps Dominion has taken to improve the site.

Mr. Barnes said he wants to ensure that the residents who live near Belcher Solar feel that their concerns have been heard and the issues have been managed by Dominion.

Discussion – Amendments to Section 38-1 & 62-29 – Addressing Health, Safety, and Welfare Concerns Related to Litter as a Public Nuisance

Recently, citizens have expressed concerns about neighboring properties storing an excess amount of litter, debris, and abandoned vehicles, or other waste material on the exterior of their property creating a public nuisance.

Mr. Mullen provided the Board with a draft ordinance (see below) on litter as a public nuisance for consideration.

Louisa County Code of Ordinances

Sec. 38-1. - Nuisances.

(a)

No person within the county shall commit or maintain a nuisance as defined by the statutes or common law of the commonwealth. **The board of supervisors may maintain an action to compel a responsible party to abate, raze, or remove a public nuisance.** If the public nuisance presents an imminent and immediate threat to life or property, then the board of supervisors may abate, raze, or remove such nuisance, and the county may bring action against the responsible party to recover the necessary costs incurred for the provision of public emergency services reasonably required to abate any such public nuisances.

(b)

The term "nuisance" as used in this section shall include, but not be limited to, dangerous or unhealthy substances which have escaped, spilled, been released or which have been allowed to accumulate in or on any place and all unsafe, dangerous or insanitary public or private buildings, walls or structures which constitute a menace to the health and safety of the occupants thereof or to the public. The term "responsible party" shall include, but not be limited to, the owner, occupier, or possessor of the premises where the nuisance is located; the owner and/or agent of the owner of the material which escaped, spilled, or was released; and the owner and/or agent of the owner who was transporting or otherwise responsible for such material and whose acts or negligence caused such public nuisances.

State Law reference- Va. Code §§ 15.2-900, 3.2-302

Sec. 62-29. - Duty to keep residential property clean.

It shall be the duty of each residential property owner and tenant to keep all exterior private property free of litter. These areas shall include, but not be restricted to, sidewalks, alleys and driveways; yards and grounds; fences; walls and property lines; drainages; and vacant lots in residential areas. **Any storage, accumulation, or dumping of litter, debris, abandoned vehicles, or other waste material which might endanger the health, safety, or wellness of others is declared a nuisance.**

State Law reference- Va. Code §§ 15.2-900, 15.2-901, 3.2-302.

Back and forth discussion ensued regarding the proposed ordinance language.

Mr. Williams recommended the Ag/Forestral and Rural Preservation Committee review the proposed language.

Chairman Adams agreed and suggested they meet in January, prior to consideration by the Board in February.

UNFINISHED BUSINESS

(None)

NEW BUSINESS/ACTION ITEMS

(None)

REPORTS OF OFFICERS, BOARDS AND STANDING COMMITTEES

Committee Reports

(None)

Board Appointments

On the motion of Mr. Woodward, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to appoint the make the following appointments:

- Appointed Mr. Bo Bundrick to the Industrial Development Authority to Represent the Louisa District
- Appointed Mr. Matthew “Matt” Kersey to the Louisa County Planning Commission to Represent the Louisa District
- Appointed Ms. Donya Bauer to the Parks, Recreation & Tourism Advisory Committee to represent the Louisa District

On the motion of Mr. McCotter, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to appoint the make the following appointments:

- Appointed Mr. Doug Barmoy to the Board of Building Appeals
- Reappointed Mr. George Goodwin to the Louisa County Planning Commission to represent the Cuckoo District
- Reappointed Mr. Jeff Martin to the Industrial Development Authority to represent the Cuckoo District
- Reappointed Ms. Debbie Gentry to the Parks, Recreation & Tourism Advisory Committee to represent the Cuckoo District

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to appoint the make the following appointments:

- Reappointed Mr. Cyrus Weaver to the Louisa County Planning Commission to represent the Jackson District
- Reappointed Ms. Amy Ware to the Parks, Recreation, & Tourism Advisory Committee to represent the Jackson District

County Administrator's Report

Mr. Goodwin reported that there were several monthly reports and items of correspondence in the Board packet and reminded the Board of several upcoming events.

PUBLIC HEARINGS

Resolution – To Approve/Deny SA2023-03 and CUP2023-09 County of Louisa, c/o Chris Coon, Deputy County Administrator, Applicant; Louisa County Board of Supervisors, Owners; - Substantial Accord - 15.2-2232 Review- Conformance with the Comprehensive Plan of a Planned Public Facility (Civic Use) and a Conditional Use Permit Request

The County of Louisa, c/o Chris Coon, Deputy County Administrator, Applicant; and The Board of Supervisors of Louisa County, Owners; have requested the issuance of a conditional use permit for Civic Use to allow construction of multi-purpose publicly owned buildings and to permit future expansion of existing uses, structures and facilities on-site.

The conditional use permit (CUP) will allow for construction of a multi-purpose building for use by County departments and agencies in support of the existing parking and storage facilities on-site and other County related functions. The proposed building will include office space, training/conference rooms and secure, multi-purpose rooms/facilities in support of various department's duties and responsibilities. The proposal includes future expansion of existing civic use structures and facilities on-site, of up to 5,000 square feet or larger, as included in any future adopted Capital Improvements Plan.

The property is located at the end of the state-maintained section of Sacred Heart Avenue (State Route 825), off of Mica Road (State Route 700), and is further identified as Tax Map Parcel 59-112, in the Cuckoo Election District.

The Planning Commission held a public hearing on December 14, 2023 and voted that the public necessity, convenience, general welfare, or good zoning practice compels it to make a recommendation of approval to the Louisa County Board of Supervisors, on the requested application, with the following five (5) conditions:

1. **Lighting**. All design and use of exterior lighting shall comply with the International Dark-Sky Association and shall be labeled as such on the site plan sketch.
2. **Approvals**. The applicant shall secure all necessary permits and approvals from the Louisa County Community Development Department, the Virginia Department of Transportation (VDOT), and the Virginia Department of Health (VDH).
3. **Land Disturbance**. The applicant will submit an administrative site plan for approval by Louisa County, with review by VDOT. Should land disturbance meet or exceed 10,000 square feet of area, an erosion and sediment control plan must be prepared and submitted

to the County for review and approval, prior to any land disturbing activities commencing on-site.

4. Inspection. The Board of Supervisors or their designated representative shall have the right to inspect the site at any reasonable time without prior notice.
5. Violation. Violation of any conditions contained herein shall be grounds for revocation of the Conditional Use Permit.

Chairman Adams opened the public hearing. With no one wishing to speak, Chairman Adams closed the public hearing and brought it back to the Board for discussion.

On the motion of Mr. McCotter, seconded by Ms. Jones, which carried by a vote of 7-0, the Board voted to approve the issuance of CUP2023-09, a conditional use permit for Civic Use to allow construction of multi-purpose publicly owned buildings and to permit future expansion of existing uses, structures and facilities on-site, with the following five (5) conditions:

1. Lighting. All design and use of exterior lighting shall comply with the International Dark-Sky Association and shall be labeled as such on the site plan sketch.
2. Approvals. The applicant shall secure all necessary permits and approvals from the Louisa County Community Development Department, the Virginia Department of Transportation (VDOT), and the Virginia Department of Health (VDH).
3. Land Disturbance. The applicant will submit an administrative site plan for approval by Louisa County, with review by VDOT. Should land disturbance meet or exceed 10,000 square feet of area, an erosion and sediment control plan must be prepared and submitted to the County for review and approval, prior to any land disturbing activities commencing on-site.
4. Inspection. The Board of Supervisors or their designated representative shall have the right to inspect the site at any reasonable time without prior notice.
5. Violation. Violation of any conditions contained herein shall be grounds for revocation of the Conditional Use Permit.

ADJOURNMENT

On the motion of Mr. Barnes, seconded by Mr. Williams, which carried by a vote of 7-0, the Board voted to adjourn the January 2, 2024, meeting at 7:38 p.m.

BY ORDER OF:
DUANE A. ADAMS, CHAIRMAN
BOARD OF SUPERVISORS
LOUISA COUNTY, VIRGINIA